

## **CITY COUNCIL AGENDA**

### **COUNCIL CHAMBERS – 57 EAST FIRST STREET**

Monday, May 3, 2010  
5:45 P.M.

Invocation by Pastor Ottley W. Holmes Jr., Shiloh Missionary Baptist Church.

Pledge of Allegiance.

Mayor's Welcome.

Awards, Recognitions and Announcements.

### **CITIZEN PARTICIPATION**

All citizens are permitted and encouraged to speak on agenda items. If you are interested in speaking on an agenda item, please fill out a blue card in the back of the room and give it to the City Clerk. When the Council considers the item, you will be called to the podium to provide your comments.

### **CONSENT AGENDA**

All items listed with an asterisk (\*) will be considered as a group by the City Council and will be enacted with one motion. There will be no separate discussion of these items unless a Councilmember or citizen requests, in which event the item will be removed from the Consent Agenda and considered as a separate item. If a citizen wants an item removed from the consent agenda, a blue card must be completed and given to the City Clerk prior to the Council's vote on the consent agenda.

***(Members of the Mesa City Council will attend either in person or by telephone conference call).***

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1. Take action on all consent agenda items.
- \*2. Approval of minutes of previous meetings as written.
3. Take action on the following recommendations from the Judicial Advisory Board:
  - \*3a. Reappointment of Magistrate Michelle Lue Sang for a four-year term beginning July 1, 2010 and ending June 30, 2014.
  - \*3b. Reappointment of Magistrate Elizabeth Arriola for a four-year term beginning July 1, 2010 and ending June 30, 2014.
4. Conduct a public hearing on the proposed CDBG/HOME/ESG Annual Action Plan for FY 2010/2011, the Five Year Consolidated Plan for FY 2010-2014 and the Analysis of Impediments to Fair Housing.
5. Take action on the following resolutions:
  - 5a. Approving and authorizing the City Manager to proceed with an application to the Department of Housing and Urban Development (HUD) for FY 2010-2011 funding for nonprofit organization projects through the Community Development Block Grant (CDBG) program.
  - 5b. Approving and authorizing the City Manager to proceed with an application to the Department of Housing and Urban Development (HUD) for FY 2010-2011 funding for City Department projects through the Community Development Block Grant (CDBG) program.
  - 5c. Approving and authorizing the City Manager to proceed with an application to the Department of Housing and Urban Development (HUD) for FY 2010-2011 funding for nonprofit organization projects through the HOME Investment Partnerships program.

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- 5d. Approving and authorizing the City Manager to proceed with an application to the Department of Housing and Urban Development (HUD) for FY 2010-2011 funding for City Department projects through the HOME Investment Partnerships program.
  - 5e. Approving and authorizing the City Manager to proceed with an application to the Department of Housing and Urban Development (HUD) for FY 2010-2011 funding of the Emergency Shelter Grant (ESG) program.
  - 5f. Approving and authorizing the City Manager to approve the City of Mesa Annual Action Plan for FY 2010/2011, the Five Year Consolidated Plan for FY's 2010/2014 and the Analysis of Impediments to Fair Housing.
- 6. Discuss, take public comment and take action on the following Minor General Plan Amendment and zoning case:
  - \*6a. Public Hearing on Minor General Plan Amendment  
**GPMInor09-06 (District 6) – Tabled – Action will not be taken on this item.**
  - \*6b. Take action on the following resolution:  
**GPMInor09-06 (District 6) – Tabled – Action will not be taken on this item.**
  - \*6c. Take action on the following ordinance introduced at a prior Council meeting:  
**Z09-20 (District 6) – Tabled – Action will not be taken on this item.**
- 7. Take action on the following liquor license applications:
  - \*7a. Gilbert Historical Society Inc.  
  
This is a two day charitable event to be held Saturday, May 15, 2010 from 5:00 p.m. to 9:30 p.m. and Saturday, June 19, 2010 from 5:00 p.m. to 9:30 p.m. at 3440 S. Hawes Road.  
**(District 6)**

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\*7b. Ultimate Imaginations Inc.

This is a one day civic event to be held Friday, May 14, 2010 from 6:00 p.m. to 10:00 p.m. at 1 to 270 W. Main Street.  
**(District 4)**

8. Take action on the following contracts:

\*8a. Contract for a New Electronic Patient Care Records System for the Fire Department **(Citywide)**

The Purchasing Division recommends awarding the contract to Sansio at \$137,829; subscription fees use tax at \$7,112; various system components purchased through normal purchasing processes with multiple vendors at \$23,821.30; and 10% project contingencies at \$16,876.23. The combined total award is \$185,638.53, including applicable taxes.

\*8b. Purchase of One (1) Replacement Road Hazard Response Truck for the Transportation Department **(Citywide)**

The Purchasing Division recommends authorizing purchase from the State of Arizona contract at \$52,566.57, including applicable sales tax.

\*8c. Purchase of Replacement Server Infrastructure Equipment for Citywide Use for the Information Technology Department **(Citywide)**

The Purchasing Division recommends authorizing purchase from the State of Arizona contracts with Insight Networking Solutions at \$649,648.16; Hewlett Packard at \$18,504.64; and Dell at \$66,560.73, including applicable taxes. Additionally, Purchasing recommends the purchase of cabling and equipment for the installation at \$5,000 and a 10% project contingency at \$73,361.92. The combined total award is \$813,109.95, including applicable taxes.

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\*8d. Supply Contract for Paint for the Transportation Department  
**(Citywide) (Single Bid)**

The Purchasing Division recommends authorizing purchase from the single bidder, Tnemec Company, Inc. at \$62,472.17 annually, based on estimated requirements.

\*8e. Two Month Extension of the Term Contract for Tires for the Warehouse and Fire Maintenance Inventory **(Citywide)**

The Purchasing Division recommends authorizing a two month extension through the State of Arizona contract with Goodyear Tire & Rubber Company in the amount of \$140,000, including applicable sales tax, based on estimated requirements.

\*8f. Lindsay Booster Pump Station Grouting Operation, Adobe Road east of Lindsay Road **(District 2)**

City Project No. M99-2009-003. This project will fill the void space beneath the building that has settled with a flowable, pumpable cement grout material that will harden beneath the building once it is in-place. This will also improve the building's structural performance during wind or earthquake events.

Recommend award to the low bidder, Arizona Ramjack LLC, in the amount of \$47,815.50, plus an additional \$4,781.55 (10% allowance for change orders) for a total award of \$52,597.05. Funding is available in the FY 09/10 Water Bond Capital Program.

\*8g. Electrical Upgrades at City Well 18, Falcon Well 14, City Well 19, City Well 15, and City Well 20 **(Citywide)**

City Project Nos. 01-465-003 and 01-465-004. This project will install new electrical equipment at all of the well sites, and install a new block wall at City Well 19.

Recommend award to the low bidder, Weber Group L.C. in the amount of \$1,565,859, plus an additional \$156,585.90 (10% allowance for change orders) for a total award of \$1,722,444.90. Project will be funded from the tentative FY 10/11 Water Bond Capital Program.

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\*8h. Expand Highland Pump Station No. 1 **(District 5)**

City Project No. 04-069-001. This project will add an additional pump, for a total of three pumps at this station. This will increase the site's pumping capacity in order to meet the projected water demands and pumping capacity requirements.

Recommend award to the low bidder, Gilbert Pump and Equipment Company in the amount of \$120,000.00, plus an additional \$12,000.00 (10% allowance for change orders) for a total award of \$132,000.00. Project will be funded from the tentative FY 10/11 Water Bond Capital Program.

9. Introduction of the following ordinances and setting May 17, 2010 as the date of the public hearing on these ordinances:

\*9a. Amending the Mesa Tax Code (MTC) as a result of the adoption of changes to the Model City Tax Code (MCTC).

10. Take action on the following resolutions:

\*10a. Approving and supporting the submittal of a grant application by the Child Crisis Center to the Ak-Chin Indian Community in the amount of \$25,000 to support their emergency shelter for children.

\*10b. Approving and supporting the submittal of a grant application by the Child Crisis Center to the Gila River Indian Community in the amount of \$50,000 in support of the Emergency Shelter Education Program.

\*10c. Approving and supporting the submittal of a grant application by Paz de Cristo to the Ak-Chin Indian Community in the amount of \$25,000 for operational support to meet increased demand for hunger services.

\*10d. Granting an Underground Pipeline Easement to Transwestern Pipeline Company on City-owned property in Pinal County.

This easement is necessary for Transwestern Pipeline Company to supply natural gas to the Coolidge Power Plant.

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- \*10e. Approving and authorizing the City Manager to execute an Agreement with Governor's Office of Highway Safety to secure grant funds in the amount of \$51,156 for the Police Department's impaired driving enforcement programs.
- \*10f. Approving and authorizing the City Manager to execute an Intergovernmental Agreement with the Arizona Game and Fish Commission regarding the stocking of fish at Mesa's urban fishing lakes.
- \*10g. Approving and authorizing the City Manager to execute a lease with Downtown Mesa Association for usage of the City facility located at 100 North Center Street.
- \*10h. Approving and authorizing the City Manager to execute a Second Amendment to the Development Agreement between Pinnacle Holdings, LLC and the City of Mesa. This second amendment modifies the road construction phasing for completion of McKellips and Ellsworth Roads. These half street improvements are being required by Mesa in conjunction with the Mountain Bridge residential development located at 8402 East McKellips Road.  
**(District 5)**

11. Discuss, receive public comment, and take action on the ordinances introduced at a prior Council meeting. Any citizen that wants to provide comment should submit a blue card to the Clerk before the item is voted on. If a citizen wants to comment on an item listed with an asterisk (\*), a blue card must be given to the Clerk before Council votes on the consent agenda.

- \*11a. Amending Title 1, Chapter 20 of the Mesa City Code to delegate authority to the City Manager to grant and assign certain easements and dedicate rights-of-way and easements to the public from City-owned land.

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\*11b. **Z10-08 (District 3)** 502 South Dobson Road Suite #3. Located south of Broadway Road on the west side of Dobson Road (1,900± sf). Council Use Permit. This request will allow the operation of a pool hall. Cary Newton, owner; Duc Nguyen, applicant. (PLN2009-00060)

P&Z Recommendation: Approval With Conditions.  
(Vote 4 – 0, Boardmembers Mizner and Coons absent)

\*11c. **Z10-09 (District 6)** 7825 East Paloma Avenue. Located north of Elliot Road and east of Sossaman Road (3.77± acres). Site Plan Review. This request will allow the development of a construction yard. Shalena Weidenbener, owner; Steve Nevala, applicant. (PLN2010-00032)

P&Z Recommendation: Approval With Conditions.  
(Vote 4 – 0, Boardmembers Mizner and Coons absent)

\*11d. **Z10-12 (District 5)** 7464 East Main Street. Located north of Main Street and west of Sossaman Road (18,742± sf). Council Use Permit. This request will allow the operation of a school within a commercial zoning district. Mansoor Alyeshmerni Revocable Trust, owner; Dick Buckingham, applicant. (PLN2010-00031)

P&Z Recommendation: Approval With Conditions.  
(Vote 4 – 0, Boardmembers Mizner and Coons absent)

12. Items from citizens present. (Maximum of three speakers for three minutes per speaker).